

2026.PHHC.004352



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-67329-2025

Date of decision: 15th January, 2026

Gurwinder Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Rakesh Gupta, Advocate for the petitioner.
Ms. Sakshi Bakshi, Assistant Advocate General, Punjab.
Mr. Arjun Attri, Advocate for respondent No.2.

MANISHA BATRA, J (ORAL):-

1. The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No. 140 dated 05.09.2025, registered under Sections 316(2) and 318(4) of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS') at Police Station Pasyana, Patiala and all the subsequent proceedings arising therefrom, on the basis of compromise dated 01.11.2025 (Annexure P-2).

2. This Court vide order dated 01.12.2025 had directed the parties to appear before the Illaqa/Duty Magistrate to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, the parties have appeared before the learned Judicial Magistrate First Class, Patiala and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has

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submitted report dated 05.01.2026 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence. It is also mentioned in the report that there is no other accused in this case except the present petitioner. Separate statements of the petitioner and complainant/respondent No.2 as well as the Investigating Officer have been recorded. It is further mentioned in the report that the petitioner has not been declared proclaimed person in this case.

4. Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties.

5. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

6. Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon’ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and 140 dated 05.09.2025, registered under Sections 316(2) and 318(4) of Bharatiya Nyaya Sanhita, 2023 (for short ‘BNS’) at Police Station Pasyana, Patiala is hereby quashed qua the petitioner along with all the subsequent proceedings arising therefrom.

[MANISHA BATRA]
JUDGE

15th January, 2026
Parveen Sharma

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |